## IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF OHIO WESTERN DIVISION (Cincinnati)

JOEL MOYER, et al., : CASE NO. 1:01-CV-140

:

Plaintiffs, : Senior Judge Herman J. Weber

Magistrate Judge Timothy S. Hogan

v. :

: DEFENDANTS' MOTION FOR PEOPLE : EXTENSION TO FILE REPLY

INTERNATIONAL, INC., et al., : MEMO SUPPORTING THEIR

: MOTION FOR PARTIAL

Defendants. : SUMMARY JUDGMENT

:

Defendant Ambassador Programs, Inc. moves for an extension to file their reply memorandum supporting their motion for partial summary judgment. Defendant's reply is due Monday, August 9. However, due to his workload, defendant's counsel has not had time to research and draft the reply, and send it to his clients, before the scheduled deadline. Defendants move for a short extension – only until August 11, 2004 – to file their reply. Plaintiffs' counsel has agreed to the extension. A proposed order is attached.

Respectfully submitted,

/s/ Martin A. Beyer

Martin A. Beyer (Trial Attorney) (0060078)

Robert G. Hanseman (0071825)

Sebaly Shillito + Dyer

A Legal Professional Association

1900 Kettering Tower Dayton, OH 45423 937/222-2500 937/222-6554 (fax) mbeyer@ssdlaw.com Attorneys for Defendants Ambassador Programs, Inc. and People to People International, Inc.

## **CERTIFICATE OF SERVICE**

I certify that on August 9, 2004, a copy of Defendants' Motion for Extension was sent via electronic and regular mailed to:

Louis F. Gilligan, Esq. Peter J. Stautberg, Esq. Keating, Muething & Klekamp, PLL 1400 Provident Tower One East Fourth Street Cincinnati, OH 45202 513/579-6400 Attorneys for Plaintiffs

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> /s/ Martin A. Beyer Martin A. Beyer